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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

DEPKE et al.

Examiner: FEDOWITZ, Matthew L.

Serial No.: 10/648,800

Group Art Unit: 1623

Filed: 8/27/03

Title: PEROXYNITRITE REARRANGEMENT CATALYSTS

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated 13 July 2005, Applicants hereby elect with traverse Group II, claims 10, 12, and 17, drawn to a pharmaceutical composition. Applicants traverse these requirements because the Examiner has not established that searching all the claims would constitute an undue burden.

Applicants hereby elect the porphyrin complex of Example 1 at page 23 of the examples as the elected species. At least claims 10, 12, and 17 are readable upon the elected species. Applicants traverse the election requirement on the basis that the Examiner has not provided any evidence that an undue searching burden would be necessary to search the full scope of the claims.

No fee is believed to be due with this response, however, the Commissioner is hereby authorized to charge any fees associated with this response or credit any overpayment to Deposit Account No. 13-3402.

Respectfully submitted,



James E. Ruland, Reg. No. 37,432
Attorney/Agent for Applicant(s)

MILLEN, WHITE, ZELANO
& BRANIGAN, P.C.

Arlington Courthouse Plaza 1, Suite 1400
2200 Clarendon Boulevard
Arlington, Virginia 22201
Telephone: (703) 243-6333
Facsimile: (703) 243-6410

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